VARNUM, RIDDERING, SCHMIDT & HOWLETT LLP Michael S. McElwee (P36088) 333 Bridge Street, N.W., Ste. 1700 Grand Rapids, MI 49504 Telephone: (616) 336-6827

DiCONZA LAW, P.C. Gerard DiConza (GD 0890) 630 Third Avenue New York, New York 10017 Telephone: (212) 682-4940

Co-counsel for Furukawa Electric North America APD

UNITED STA	ATES BANK	KRUPTCY	COURT
SOUTHERN	DISTRICT	OF NEW	YORK

## AFFIDAVIT OF HIROTSUGU NAGATA

STATE OF Michigan ) COUNTY OF Wayne ) ss.

- I, Hirotsugu Nagata, being duly sworn, do hereby state under penalty of perjury, and would so state if called under oath as a witness, the following:
  - My name is Hirotsugu Nagata.
- I am employed by Furukawa Electric North America APD ("Furukawa") as its Chief Financial Officer. I make this affidavit based on my personal knowledge, and on the books and records available to me through the course of my employment.

05-44481-rdd Doc 7508-2 Filed 03/30/07 Entered 03/30/07 15:59:46 Exhibit 2 -Hirotsugu Nagata Affidavit Pg 2 of 2

3. I assisted in the preparation of the claim filed by Furukawa in the Delphi

bankruptcy case, that being Claim No. 12347. All of the exhibits and attachments to Claim No.

12347 were prepared by me, or under my direction and control.

The exhibits and attachments to Claim No. 12347, and the claim amount set forth

on the face of Claim No. 12347, are for damages caused by Delphi when it terminated the

"Epsilon Sensor" related contracts between Delphi and Furukawa.

5. Prior to the filing of Claim No. 12347, Furukawa did not send to Delphi an

invoice or other itemization, nor any document of any kind or description, setting forth the

cancellation damages as described with particularity in Claim No. 12347. As a result, I would

not expect Delphi's books and records to contain either an accounting entry for this "claim," nor

would I expect the corporate documents of Delphi generally to reflect a claim by Furukawa that,

up until the filing of Claim No. 12347, had never been asserted by Furukawa.

6. The fact that Delphi's books and records do not reflect either the existence or the

amount of Claim No. 12347 is therefore no indication that such claim should be disallowed.

Further Affiant saveth not.

Hirotsugu Nagata

Subscribed and sworn to before me this 29 day of

Notary Public, Ochland County, Flic

My commission expires:

PAMELA S. GREENE NOTARY PUBLIC OAKLAND CO., MI

1380453 LDOC